



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
FILING COMPLETION UNDER RULE 53(f)

In re PATENT APPLICATION of

Inventor Keith D. Allen

Appln. No.: 09/903,395

Filed: July 10, 2001

Title: Transgenic Mice Containing Melanocortin-3 Receptor  
Gene Disruptions

Order/Docket No. R-653  
Deposit Account No. 50-1271  
Customer No. 26619

Date: **October 25, 2001**

Commissioner for Patents  
BOX MISSING PARTS  
Washington, D.C. 20231

Sir:

The following **completes the filing** under Rule 53(f) of the above-identified patent application:

1.  Enclosed is a copy of the Notice to File Missing Parts.
2.  Signed Declaration enclosed:  Original /  facsimile/copy
3.  Enclosed is an Assignment and cover sheet. Please return the recorded Assignment to the undersigned.
4.  Enclosed is the sequence listing on paper and a diskette containing said sequence listing.
5.  Applicants state that the content of the sequence listing information recorded in computer readable form is identical to the written sequence listing and includes no new matter, as required by 37 CFR 1.821.
6.  Applicants hereby claim "small entity" status.

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED**

7. Basic Filing Fee .....		\$370.	\$	\$370.00	201
8. Total Claims	47	minus 20 =	27	x 9.	+ 243.00 203
9. Independent Claims	16	minus 3 =	13	x 42.	+ 546.00 202
10. Multiple Dependent Claims				140.	+ 140.00
11. Surcharge for filing Declaration/filing fee late				65.	+ 65.00 205
12. <b>FILING FEE: <input type="checkbox"/> CHARGE AUTHORIZATION <input checked="" type="checkbox"/> ENCLOSED</b>		=	\$	<b>1364.00</b>	
13. Original due date: <b>October 30, 2001</b>					
14. Petition is hereby made to extend the original due date to cover the date of this response, for which the requisite fee is enclosed.		\$ 55. / 195.			
		445. / 695.		.00	
15. If Assignment is included, add recording fee .....		\$ 40.	+ 40.00	581	
16.		<b>TOTAL FEE (enclosed): =</b>	<b>\$1404.00</b>		

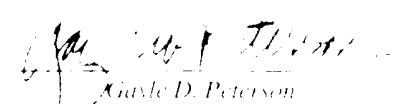
**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any missing fees required, or credit any overpayment, to our Account/Order No. shown above, for which a duplicate copy of this sheet is enclosed.

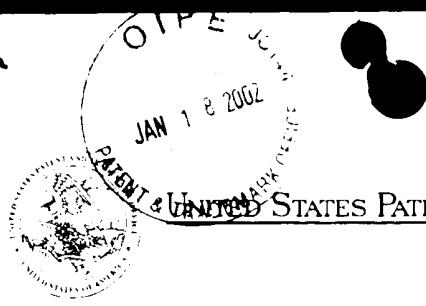
DELTAGEN, INC.

740 Bay Road  
Redwood City, CA 94063  
Tel: (650) 569-5168  
Fax: (650) 569-5568

  
Robert J. Driscoll, Reg. 47,536 for Jane K. Babin, Reg. 47,224

I certify that the enclosed papers are being deposited with the U.S. Postal

  
Gayle D. Peterson



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20591  
 www.uspto.gov

APPLICATION NUMBER	FILED RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09 903,395	07/10/2001	Keith D. Allen	R-653

## CONFIRMATION NO. 9465

## FORMALITIES LETTER



\*OC000000006499749\*

DELTAGEN, INC.  
 1003 Hamilton Avenue  
 Menlo Park, CA 94025

Date Mailed: 08/30/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.

*Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*

- Total additional claim fee(s) for this application is \$929.

- **\$234** for **26** total claims over **20**.
- **\$560** for **14** independent claims over **3**.
- **\$135** for multiple dependent claim surcharge.

Adjustment date: 02/26/2002 MPRASAS0  
 01/24/2002 VTRUONG1 00000034 09903395  
 03 FC:203 -243.00 OP

02/26/2002 MPRASAS0 00000004 09903395  
 01 FC:203 225.00 OP

- The oath or declaration is missing.

*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*

- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

- **The balance due by applicant is \$ 1349.**

Repln. Ref: 02/26/2002 MPRASAS0 0013335300  
 DAB:501271 Name/Number:09903395  
 FC: 704 \$18.00 CR

- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (May 22, 1998). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (May 22, 1998).

Sequence listing, as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If an amendment including this sequence listing is filed, it must be submitted with the application. The sequence listing must be submitted in accordance with 37 CFR 1.821-1.825.

in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

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*138*  
*A copy of this notice MUST be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE